

**Iowa Department of Natural Resources
Environmental Protection Commission**

ITEM

11

DECISION

TOPIC

DEMAND FOR HEARING – KOSSUTH COUNTY; PRESTAGE FARMS OF
IOWA LLC-PROPOSED P269 FINISHER

On August 20, 2007, the Department issued a draft construction permit to Prestage Farms of Iowa, LLC. (Prestage Farms), indicating a preliminary decision to approve Prestage Farm's application to construct a swine confinement operation (P269 Finisher) in Wesley Township, Kossuth County. Notice of this preliminary decision was delivered to the Kossuth County Board of Supervisors (Kossuth County) on August 22, 2007. On September 4, 2007, Kossuth County notified the Department by facsimile of its intent to demand a hearing. The Demand For Hearing was mailed by Adair County on or about September 4, 2007, and received by the Department on September 5, 2007. Kossuth County has requested the opportunity to make oral statements. Pertinent documents relating to the Demand and the Department's and Prestage Farm's responses to it will be provided to the Commission.

The Commission is requested to review this matter and render a final decision by October 10, 2007, which is 35 days from the date the department received Kossuth County's Demand For Hearing.

Wayne Gieselmann
Administrator
Environmental Services Division

September 11, 2007